

PUBLIC NOTICE

Notice to Water Users
(Pursuant to Section 85-2-307, MCA)
The following application has been submitted to change a water right in the State of Montana.

THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION PROPOSES TO GRANT AN APPLICATION TO CHANGE A WATER RIGHT. DESCRIBED BELOW ARE THE PERTINENT FACTS WHICH SUMMARIZE THE APPLICATION. THE PRELIMINARY DETERMINATION (PD) DOCUMENTING THE FINDINGS OF FACT AND CONCLUSIONS OF LAW AND ANY CONDITIONS ATTACHED TO THE WATER RIGHT ARE AVAILABLE ON THE INTERNET AT <http://www.dnrc.mt.gov/wrd/>.

OBJECTION DEADLINE: APRIL 2, 2021. THE DEPARTMENT CAN ONLY ACCEPT OBJECTIONS FILED ON AN OBJECTION TO APPLICATION, FORM 611. MAIL THE COMPLETED FORM AND THE \$25.00 FILING FEE TO THE DNRC, PO BOX 201601, HELENA, MT 59620-1601 BY THE DEADLINE SPECIFIED. THE FORM IS AVAILABLE ON THE DEPARTMENT'S WEBSITE.

DIRECT ANY QUESTIONS PERTAINING TO THE APPLICATION, TO OBTAIN THE PD OR OBJECTION FORM TO THE WATER RESOURCES OFFICE AT 210 SIXTH AVE, PO BOX 1828, HAVRE, MT 59501-1828 FAX: 406-265-2225 PHONE: 406-265-5516.

Application Number: 41P 30114262

Applicant: SHELBY, CITY OF
112 1ST ST S
SHELBY, MT 59474

WATER RIGHT NUMBER(S) BEING CHANGED

<u>Water Right Type</u>	<u>Water Right Number</u>	<u>Priority Date</u>
PROVISIONAL PERMIT	41P 4489-00	DECEMBER 26, 1974
Historical Flow Rate: 240. GPM	Historical Consumptive Volume: 0.00 AC-FT	Historical Diverted Volume: 0.00 AC-FT
PROVISIONAL PERMIT	41P 4490-00	DECEMBER 26, 1974
Historical Flow Rate: 111. GPM	Historical Consumptive Volume: 0.00 AC-FT	Historical Diverted Volume: 0.00 AC-FT
PROVISIONAL PERMIT	41P 58129-00	JUNE 10, 1985
Historical Flow Rate: 945. GPM	Historical Consumptive Volume: 0.00 AC-FT	Historical Diverted Volume: 0.00 AC-FT
STATEMENT OF CLAIM	41P 192877-00	JUNE 6, 1940
Historical Flow Rate: 241. GPM	Historical Consumptive Volume: 93.74 AC-FT	Historical Diverted Volume: 93.74 AC-FT
STATEMENT OF CLAIM	41P 192878-00	OCTOBER 1, 1946
Historical Flow Rate: 300. GPM	Historical Consumptive Volume: 234.35 AC-FT	Historical Diverted Volume: 234.35 AC-FT
STATEMENT OF CLAIM	41P 192879-00	JULY 7, 1939
Historical Flow Rate: 158. GPM	Historical Consumptive Volume: 93.74 AC-FT	Historical Diverted Volume: 93.74 AC-FT
STATEMENT OF CLAIM	41P 192880-00	OCTOBER 12, 1946
Historical Flow Rate: 300. GPM	Historical Consumptive Volume: 234.35 AC-FT	Historical Diverted Volume: 234.35 AC-FT
STATEMENT OF CLAIM	41P 192881-00	DECEMBER 26, 1963
Historical Flow Rate: 350. GPM	Historical Consumptive Volume: 234.35 AC-FT	Historical Diverted Volume: 234.35 AC-FT
STATEMENT OF CLAIM	41P 192882-00	DECEMBER 26, 1963
Historical Flow Rate: 250. GPM	Historical Consumptive Volume: 234.35 AC-FT	Historical Diverted Volume: 234.35 AC-FT

PAST USE OF WATER

CHANGE AUTHORIZATIONS 41P 30072725 AND 41P 30072726 WERE PREVIOUSLY ISSUED BY THE DEPARTMENT ON MARCH 01, 2017. THE DEPARTMENT AUTHORIZED CHANGING THE POINT OF DIVERSION SO THAT ALL 13 POINTS OF DIVERSION LOCATED IN A SHALLOW WELL FIELD NEAR THE MARIAS RIVER GENERALLY LOCATED IN THE SW OF SEC. 21, TWP. 31N, RGE. 2W, TOOLE COUNTY, WOULD BE INCLUDED ON EACH WATER RIGHT AS THE

SYSTEM IS PHYSICALLY MANIFOLD. THE CHANGE IN POINT OF DIVERSION FOR THESE WATER RIGHTS WAS A PERMANENT CHANGE. THE DEPARTMENT ALSO AUTHORIZED A TEMPORARY CHANGE TO THE PLACE OF USE SO THAT WATER HISTORICALLY USED WITHIN THE CITY OF SHELBY COULD SERVE THE CITY OF SHELBY INCLUDING SHELBY SOUTH, PRISON, HUMIC FACILITY ALONG WITH THE COMMUNITIES OF DEVON, DUNKIRK, ETHRIDGE, AND BIG ROSE COLONY AND THE CITY OF CUT BANK UNTIL THE NORTH CENTRAL MONTANA REGIONAL WATER SYSTEM IS OPERATIONAL. THE PREVIOUS CHANGE AUTHORIZATIONS ARE UNPERFECTED.

PROPOSED CHANGE

FLOW RATE: 2,690.00 GPM **VOLUME:** 1,124.90 AC-FT

THIS CHANGE PROPOSAL IS TO PREMENENTLY CHANGE THREE OF THE THIRTEEN POINTS OF DIVERSION THROUGH THE REPLACMENT OF THREE EXISTING WELLS WITH THREE NEW WELLS LOCATED WITHIN THE APPLICAN'TS WELLFIELD.

PUBLISHED IN: SHELBY PROMOTER ON FEBRUARY 17, 2021.